

CITY OF HOLLISTER - AGENDA

for **City Council Meeting**

of **April 2, 2007** at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Call to Order

Pledge of Allegiance

Roll Call: Mayor Brad Pike, Sr., City Council Members Eugenia Sanchez, Pauline Valdivia, Doug Emerson, and Monica Johnson, City Manager Clint Quilter, City Attorney Stephanie Atigh, and City Clerk Geri Johnson.

Verification of Agenda Posting

Oath of Office: Interim Fire Chief – Fred Cheshire

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:

1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed)
2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (2 potential cases will be discussed)
3. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code Section 54956.9(a) –
 - a. RWQCB – Cease and Desist Order No. R3-2002-0105
 - b. City of Hollister v. Monterey Insurance Company, California Capital Insurance Company, Case Number HO29296
 - c. Wald, Ruhnke & Dost Architects v. City of Hollister, San Benito Superior Court Case No. CV-06-00141
4. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Negotiator: Clint Quilter

Employee Organizations: Service Employees International Union, Local 817; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association; Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential.

6:30 p.m. - AGENDA

A. CONSENT RESOLUTION (April 2, 2007):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, A4, and A5.

- A1. Minutes of the Regular City Council Meeting of March 19, 2007, and the Special City Council Meeting of March 22, 2007.

Approve Minutes of the Regular City Council Meeting of March 19, 2007, and the Special City Council Meeting of March 22, 2007, as submitted.

- A2. Warrant Register(s).

The City Council will ratify and approve the following Warrant Register(s) for the General-Special-Enterprise-Assessment Funds dated:

- March 14, 2007, in the amount of \$ 14,392.71
- March 19, 2007, in the amount of \$ 58,912.57
- March 27, 2007, in the amount of \$ 943,613.44

- A3. Resolution No. 2007-26, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING TEMPORARY STREET CLOSURES FOR THE ANNUAL SDES PORTUGUESE PARADE.

This Resolution will authorize the temporary closure of various streets for the annual SDES Portuguese Parade to be held on Sunday, May 27, 2007.

- A4. Resolution No. 2007-27, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER DIRECTING THE CITY CLERK TO ADVERTISE FOR SEALED PROPOSALS FOR THE PUBLICATION OF LEGAL NOTICES FOR THE CITY OF HOLLISTER.

This Resolution will authorize staff to publish the notice inviting bids for the publication of the City's legal notices pursuant to the Government Code.

- A5. Authorization to fill vacant animal control officer position.

This item authorizes the City Manager to hire an animal control officer to fill one vacant budgeted position.

B. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and address for the record, and speak to the City Council. Each speaker will be limited to two (2) minutes. Please note that state law prohibits the City Council from discussing or taking action on any item not on the agenda.

C. PUBLIC HEARINGS (On or After 6:30 p.m.)

None.

D. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Resolution No. 2007-28, A RESOLUTION APPROVING THE ISSUANCE AND SALE OF WASTEWATER REVENUE BONDS BY THE HOLLISTER JOINT POWERS FINANCING AUTHORITY, AUTHORIZING THE DISTRIBUTION OF

AN OFFICIAL STATEMENT IN CONNECTION THEREWITH, AND APPROVING
THE EXECUTION OF DOCUMENTS AND ACTIONS RELATED THERETO.

This Resolution will approve re-financing the remainder of the City's 1993 Sewer Bonds.

3. Request for rate increase from Waste Management, Inc.

This item is continued to a date uncertain.

E. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad Hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Atigh, City Clerk Johnson, and other Staff as applicable.

3. Water and Wastewater Issues.

The City Council will receive an oral report from City Manager Quilter.

4. Proposed investment of bond proceeds from 2006 Wastewater Revenue Bonds and 2007 Wastewater Refunding Bonds and appointment of Investment Sub-Committee.

Receive report, approve investment strategy and authorize staff to implement the investment strategy, in consultation with the newly created Investment Sub-Committee.

F. UNFINISHED BUSINESS:

1. Review timeline for implementation of General Plan implementation measure and other measures to alleviate the conditions that led to the adoption of Urgency Ordinance 1015 and Ordinance 1016, regarding Condominium conversion ordinances.

Review "Schedule For Condominium Conversion Ordinance" and "Schedule for Making Sites Available for Construction of Multi-Family Housing".

2. City Council Appointments to the Hollister Airport Advisory Commission.

The City Council will ratify the appointments to the Hollister Airport Advisory Commission.

G. NEW BUSINESS:

None.

H. MISCELLANEOUS:

None.

ADJOURNMENT:

Next regular City Council Meeting is scheduled for April 16, 2007, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].